

MDNC (4/3/2024)

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF NORTH CAROLINA**

American Efficient LLC and Affirmed ) Energy LLC ) Plaintiff(s), ) v. ) Federal Energy Regulatory ) Commission, et al. ) Defendant(s). )	)	<b>Case No.: 1:25-cv-68</b>
--	---	-----------------------------

**DISCLOSURE OF CORPORATE AFFILIATIONS AND OTHER  
ENTITIES WITH A DIRECT FINANCIAL INTEREST IN LITIGATION**

PLEASE COMPLETE ONLY ONE FORM FOR EACH NON-GOVERNMENTAL CORPORATION, PARTNERSHIP, TRUST, LIMITED LIABILITY COMPANY, OR OTHER SIMILAR ENTITY THAT IS A PARTY TO, OR THAT APPEARS IN, AN ACTION OR PROCEEDING IN THIS COURT. COUNSEL HAVE A CONTINUING DUTY TO UPDATE THIS INFORMATION. PLAINTIFF OR MOVING PARTY MUST SERVE THIS FORM ON THE DEFENDANT(S) OR RESPONDENT(S) WHEN INITIAL SERVICE IS MADE.

American Efficient LLC \_\_\_\_\_ who is Plaintiff \_\_\_\_\_,  
(Name of Party) (Plaintiff/Moving Party or Defendant)

makes the following disclosure:

1. Is party a publicly held corporation or other publicly held entity?

☐ Yes ☒ No

2. Does party have any parent entities?

☒ Yes ☐ No

If yes, identify all parent entities including grandparent, great-grandparent, etc.: \_\_\_\_\_

American Efficient LLC is a wholly owned subsidiary of AmEff Holdings Inc., which is a wholly owned subsidiary of MIH LLC, which is a wholly owned subsidiary of MIH Energy Holdings LLC, which is a wholly owned subsidiary of Modern Energy Group LLC

3. Does party have any subsidiary or other affiliate entities (corporate or otherwise) that might be affected by the proceeding?

☒ Yes

☐ No

If yes, identify all subsidiary or other affiliate entities (corporate or otherwise) that might be affected by the proceeding: Affirmed Energy LLC, American Efficient Origination LLC, Midcontinent Energy LLC and Wylan Management Partners L.L.C. are subsidiary entities.

4. Is 10% or more of the stock of the party owned by a publicly held corporation or other publicly held entity?

☐ Yes

☒ No

If yes, identify all such owners: \_\_\_\_\_

5. Is there any other publicly held corporation or other publicly held entity that has a direct financial interest in the outcome of the litigation?

☐ Yes

☒ No

If yes, identify entity and nature of interest: \_\_\_\_\_

6. In all cases, pursuant to Fed.R.Civ.P.7.1(a)(2) and Local Rule 7.7(a)(2), the following is a list of all members or partners of American Efficient LLC and, in diversity cases, their states of citizenship: (name of LLC or LP party)

AmEff Holdings Inc.

(name of member or partner)

(state of citizenship)

(name of member or partner)

(state of citizenship)

(name of member or partner)

(state of citizenship)

(name of member or partner)

(state of citizenship)

Note: If there are additional members or partners, provide their names, and in diversity cases states of citizenship, on a separate page. If any of the members or partners are an LLC or LP, provide the names, and in diversity cases states of citizenship, of the members or partners on a separate page, using the same method to identify the citizenship of members or partners through any layered entities, traced back to corporations or individuals. *See Capps v. Newmark Southern Region, LLC*, No. 21-1196 (4th Cir. Nov. 16, 2022).

/s/ Mark A. Hiller

---

(Signature)

January 29, 2025

---

(Date)

## **CERTIFICATE OF SERVICE**

I hereby certify that on this day, I electronically filed the foregoing with the Clerk of the Court using the Court's CM/ECF system and additionally, the foregoing will be served on the following by certified mail:

Office of the Secretary  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, D.C. 20426

Mark C. Christie  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, D.C. 20426

Willie L. Phillips  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, D.C. 20426

David Rosner  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, D.C. 20426

Lindsay S. See  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, D.C. 20426

Judy W. Chang  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, D.C. 20426

U.S. Attorney's Office for the Middle District of North Carolina  
Civil Process Clerk  
101 S. Edgeworth Street  
4<sup>th</sup> Floor  
Greensboro, NC 27401

Attorney General of the United States  
U.S. Department of Justice  
950 Pennsylvania Ave., NW  
Washington, D.C. 20530-0001

Respectfully submitted this 29th day of January, 2025.

/s/ Mark A. Hiller

Mark A. Hiller  
N.C. Bar No. 50004  
Robinson, Bradshaw & Hinson, P.A.  
1450 Raleigh Road  
Chapel Hill, NC 27517  
Phone: (919) 328-8800  
Fax: (919) 328-8791  
mhiller@robinsonbradshaw.com

Cary B. Davis  
N.C. Bar No. 36172  
Robinson, Bradshaw & Hinson, P.A.  
101 N. Tryon Street, Suite 1900  
Charlotte, NC 28246  
Phone: (704) 377-2536  
cdavis@robinsonbradshaw.com

Seth P. Waxman\*  
Kelly P. Dunbar\*  
Wilmer Cutler Pickering  
Hale and Dorr LLP  
2100 Pennsylvania Avenue N.W.  
Washington, D.C. 20037  
Phone: (202) 663-6000  
Fax: (202) 663-6363  
seth.waxman@wilmerhale.com

kelly.dunbar@wilmerhale.com

Suedeem G. Kelly\*  
John N. Estes, III\*  
Jenner & Block LLP  
1099 New York Avenue N.W.  
Suite 900  
Washington, D.C. 20001  
Phone: (202) 639-6000  
skelly@jenner.com  
jestes@jenner.com

*Attorneys for Plaintiffs American Efficient  
LLC and Affirmed Energy LLC*

\*Local Rule 83.1(d) special appearance  
forthcoming.